

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

AORTIC INNOVATIONS LLC,)	
)	
Plaintiff,)	
)	
v.)	
)	
EDWARDS LIFESCIENCES)	Case No. 1:21-cv-1377-JPM
CORPORATION, EDWARDS)	
LIFESCIENCES LLC, AND EDWARDS)	
LIFESCIENCES (U.S.) INC.,)	
)	
Defendants.)	

ORDER GRANTING JOINT STIPULATION OF NON-INFRINGEMENT

Before the Court is the parties' Joint Stipulation and [Proposed] Final Judgment of Non-Infringement, filed on October 6, 2023. (ECF No. 141.) The Court, being duly advised, finds that:

1. The Stay of the instant action relating to the U.S. Patent Nos. 10,966,846, 10,911,538, and the 10,987,236 is **LIFTED**;
2. A final and appealable Judgment of non-infringement of U.S. Patent Nos. 10,881,538, 10,966,846, 10,987,236, and 11,129,735 is entered, and Aortic Innovation LLC's ("Aortic") complaint and infringement claims against all Defendants are **DISMISSED WITH PREJUDICE**;
3. Defendants' counterclaims are **DISMISSED WITHOUT PREJUDICE** as moot;

4. Defendants' right to file a motion to declare this an exceptional case under 35 U.S.C. § 285 and to award attorneys' fees and costs, or to file any other motion for attorneys' fees and/or costs is preserved as outlined in the Final Judgment. (ECF No. 143.)

IT IS SO ORDERED, this 10th day of October, 2023.

/s/ Jon P. McCalla

JON P. McCALLA
UNITED STATES DISTRICT JUDGE